



Docket No.: 1572.1243

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:

Je-Hyoung RYU, et al.

Serial No. 10/820,748

Group Art Unit: 2829

Confirmation No. 8797

Filed: April 9, 2004

Examiner: Vinh P. Nguyen

For: INSPECTING APPARATUS HAVING A RADIATOR TO RADIATE HEAT FROM A SEMICONDUCTOR DEVICE (As amended)

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

The Examiner provided a Statement of Reasons for Allowance in which the Examiner indicated that some of the claims were allowed based on certain features.

MPEP §1302.14 states, in part:

Where specific reasons are recorded by the examiner, care must be taken to ensure that statements of reasons for allowance (or indication of allowable subject matter) are accurate, precise and do not place unwarranted interpretations, whether broad or narrow upon the claims. The examiner should keep in mind the possible misinterpretations of his or her statement that may be made and its possible estoppel effects.

In the "Reasons for Allowance", the Examiner characterizes certain features of identified claims which the Examiner states that the prior art "fail to teach or suggest." It is submitted that the Examiner's statement is not an accurate quote with respect to each of the allowed claims. It is further submitted that the claims speak for themselves and should not be interpreted based on the Examiner's characterizations of same. It is submitted that the claims provide their own best evidence as to the reasons for allowance. By way of example and not limitation, claim 21 does

not include the language "a radiator" referenced in the statement.

In summary, it is submitted that the Examiner's Statement "raises possible misinterpretations... and possible estoppel effects" (M.P.E.P. §1302.14) and is therefore improper.

Respectfully submitted,

STAAS & HALSEY LLP

Date:

November 22, 2005

By:

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